

<p style="text-align: center;"><b>INSTRUCTIONS for Housing New Construction</b></p>
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**Note:** If more than one CDBG Housing New Construction project is being proposed, a separate set of activity forms **must** be completed for each one.

**A. ACTIVITY DESCRIPTION**

1. Please indicate all “eligible” uses of funds for the proposed project. A typical project is not for Housing New Construction but rather for Infrastructure in support of Housing New Construction.

**Important Notes and/or Clarifications:**

- **Eligible uses of funds:**

CDBG funds are not typically allowed to pay for building new construction projects but rather fund public infrastructure in support for these projects or site acquisition costs. CDBG funds cannot be used for on-site construction costs (unless the development is done by an eligible non-profit, see Notice of Funding Availability (NOFA) or the site is owned by a public agency). CDBG funds can be used for hard and soft costs associated with supporting the actual project, but not for the construction. On multi-family housing projects where TIG benefit is below 51% but greater than 20%, CDBG funds can be prorated. Senior housing new construction projects CANNOT be prorated and **must** be at least 51% or more TIG.

**Eligible Cost Categories:**

**Project Support Costs:**

- **Hard Costs:**

Actual construction costs or site improvements, or site improvements to publicly owned land. These activities are allowed only under the limited conditions found in the NOFA, (under appropriate Appendices). Check the appropriate boxes on the application form.

- **Soft costs--applications for funding of project:**

Under certain conditions, applicants may use CDBG General Administration funds to pay for the costs associated with applying for other funding sources for this project. Applicants that intend to apply for other funds for the proposed project will be subject to special conditions in the State contract regarding the timeframes for obtaining these other commitments.

- **Soft costs--processing fees:**

Under certain conditions, applicants may use CDBG General Administration funds to pay processing fees. The federal regulations describe these as fees associated with processing of applications for mortgage or insured loan commitments under programs including those administered by HUD, U. S. Department of Agriculture, Federal National Mortgage Association (FNMA), and the Government National Mortgage Association (GNMA).

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- **Construction Costs:**

CDBG funds may be used for on-site construction costs of new housing only under the following limited circumstances:

- a. Construction of “last resort housing” when a jurisdiction is providing a displaced person with a comparable replacement dwelling unit, and this can only be accomplished by new construction. Last resort housing provisions are set forth in Federal Regulations 24 CFR Part 42, Subpart I. A plan documenting all efforts to relocate individuals must be submitted with the application if last resort housing or displacement is part of a new construction proposal *Reference: 24 CFR 570.207(b)(3)(i)*; or
- b. Housing construction, that is part of a “neighborhood revitalization project” *Reference 24 CFR 570.204(a)(1)*, carried out by a “Community Based Development Organization” *Reference: 24 CFR 570.204(c)*; or
- c. A housing construction project that consists of assistance to a neighborhood-based nonprofit organization, local development corporation, or nonprofit organization serving the development needs of a community in a non-entitlement area. *Reference: Section 105(a)(15) of Title 1 of the HCD Act of 1974*; or
- d. A housing construction project that has received funding through a Housing Development Grant (a HODAG) *Reference: 24 CFR 570.201(m)*.

- **Other Eligible Costs:**

The following eligible uses of CDBG funds are evaluated as housing new construction activities:

- a. Acquisition of permanent rental housing, the majority of which is unoccupied, including any rehabilitation *Reference: 24 CFR 570.201(a)*; and
- b. Conversion of a non-residential structure to residential (adaptive reuse) is not generally considered to constitute new construction and is eligible under housing rehabilitation. However, if the conversion involves construction that goes beyond the envelope of the non-residential structure, the project may be considered a new construction activity. If this is the case, please consult with a CDBG Representative. *Reference: 24 CFR 570.202(e)*.

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2. **Project Description.** Please provide a brief narrative description of the proposed project. Give information about:
- the exact activities that CDBG funds will pay for,
  - the total project development budget with onsite, off site, and soft costs,
  - the total number of units and the number of low income restricted units (TIG and LTIG).

If the applicant is proposing a **combination of activities or uses**:

- explain all aspects of these combinations, and
- break out costs of each separate activity funded with CDBG.

If the proposed activity is **part of a larger project**:

- describe the whole project, and
- describe why the CDBG funds are required, what activities are funded with CDBG, and how the CDBG funded portion fits into that project.

**Note:** CDBG has special grant contract language for activities involving infrastructure in support of new housing construction which allows for 30 additional months to be added to the standard contract period in order to obtain TIG benefit. **Grantees must have all funds spent for the CDBG activity within the standard contract period.** The Department will process a formal contract amendment to allow grantees up to 30 additional months from the original contract expiration date to have the housing units completed and occupied by TIG families, thus achieving necessary benefit.

**EXAMPLES**

**Single-Family Project:**

The City of XYZ will use the \$500,000 to increase the capacity of water and wastewater mains in support of the development of 22 self-help homes for 15 TIG and 7 LTIG households. The CDBG funds will be used as part of a \$3.5 million, 50-unit, self-help subdivision being constructed in the northwest portion of the City. Other funds are being provided by USDA-RD and the ABC Bank Community Reinvestment fund.

**Multi-Family Project:**

The City of UVW will use the \$300,000 to assist the NP Housing Development Corporation (NPHDC) to purchase a site on which it will develop 30 units of senior citizen rental housing for 10 LTIG and 20 TIG households. The balance of funding for this \$2,500,000 project will be provided by a HUD 202 grant (\$2,000,000), FHLB Affordable Housing Program (\$150,000) and NPHDC's developer equity (\$50,000).

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3. **Description of State Objectives:**

Please indicated whether the applicant qualifies for **AND** would like to receive State Objective points for Infrastructure Proposals.

- **Infrastructure Proposals:**

Proposals that include the use of CDBG funds to pay for public infrastructure in support of housing projects.

4. **Description of NEPA level of review required for activity:**

Please check the environmental assessment box for the environmental clearance under the National Environmental Policy Act (NEPA). Housing new construction **always** requires an environmental assessment at the very minimum.

**Note:** CDBG staff recommends completing the Environmental Review Record (ERR), up to publishing the public notice of findings, prior to submitting the application in order to receive additional readiness points. Scheduling and budgeting should allow for sufficient time and funds to complete environmental clearances prior to commencement of activities. If any “choice-limiting actions” are taken prior to completing the environmental review and obtaining release of CDBG funds, the state will not allow any CDBG funds to be used on the project. Call the CDBG representative with any questions on what constitutes a choice-limiting action.

**B. NEED FOR ACTIVITY**

1. **Overpayment:**

Please enter the percentage of all renter households, **jurisdiction-wide**, that are paying more than 25% of their income for housing.

**Notes:** Applicants **must** use 2000 Census data for this number. Overpayment data is available in the 2000 Census Summary File 3, Table DP-4 (see sample of this table in Appendices of this application package).

**Applicants MUST include a copy of the 2000 Census table in the application and MUST show the calculations for determining overpayment. Failure to do so will result in no points being given for this Need factor.**

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2. **Overcrowding:**

Please enter the percentage of households, **jurisdiction-wide**, who are overcrowded.

**Notes:** Overcrowding means 1.01 or more persons per room.

Applicants **must** use 2000 Census data for this number. Overcrowding data are available in the 2000 Census Summary File 3, Table DP-4 (see sample of this table in the Appendices of this application package).

**Applicants MUST include a copy of the 2000 Census table in the application and MUST show the calculations for determining overcrowding. Failure to do so will result in no points being given for this Need factor.**

3. **Need for New Units.** Recent surveys (less than 5 years) or 2000 Census data are acceptable documentation. The data requested must be for the **entire jurisdiction**.

**Exception:** For this activity, CDBG will allow the designation of a Target Area only for County applicants where the proposed project is in a geographically isolated area of the county.

a. Please:

- enter the percent(s) of **owner-occupied** units that are vacant in the entire jurisdiction,
- check the appropriate box that specifies the data source (2000 Census or local survey), and
- include a copy of the Census table with the calculations and/or the survey instrument, methodology, and results of the local survey (as applicable) in the application.

b. Please

- enter the percent(s) of **rental** units that are vacant in the entire jurisdiction,
- check the appropriate box that specifies the data source (2000 Census or local survey), and
- include a copy of the Census table with the calculations and/or the survey instrument, methodology, and results of the local survey (as applicable) in the application.

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**Notes:** If using 2000 Census data, refer to the Census Summary File 1, Table DP-1 (see sample of this table in the Appendices) for the jurisdiction-wide vacancy rates by tenure type.

**(If the applicant is using local survey data, the application MUST include a copy of the survey instrument, results and the methodology of that survey with pertinent information highlighted.)**

4. **Project Waiting List or Market Study showing need:**  
Please check whether there is a project-specific waiting list or market study. If yes, be sure to attach a copy.
5. **Supplemental Information:** If the Census data for Overpayment or Overcrowding do not accurately depict the community's need in those categories, please:
  - Check which category(ies) are being rebutted,
  - describe the community's worsened needs in either of those categories,
  - complete the chart and attach third-party documentation, if available, and identify the page number in the application where documentation can be found.

**Notes:** Such supplemental information may not be older than five years from this year's application filing date and **must be specific to the community.**

**Vacancy rate data cannot be supplemented, as recent surveys are already allowed as noted above under "Need for New Units."**

### **C. TARGETED INCOME GROUP (TIG) BENEFIT**

1. Enter the percentage of total CDBG assisted units that would be TIG.
  - If the applicant is proposing assistance for development of individual-ownership housing, the project **must** have 100% TIG benefit. (Skip to Section D. Sources and Uses Form).
  - If the applicant is proposing assistance for the development of rental housing, answer the questions that follow.
2. If the answer to question #1 is 51% or greater, skip to Section D. Sources and Uses Form.

If the answer to question # 1 is between 20% and 50%, continue with question #3.

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If the answer to question #1 is less than 20%, **STOP HERE**. The project **does not** meet the TIG National Objective and is **ineligible**.

3. State whether the applicant is proposing to assist a senior housing project.

If the answer is "Yes," **STOP HERE**. The project **does not** meet the TIG National Objective and is **ineligible**.

If the answer is "No," continue with next questions.

4. a. Enter the **total** development costs for this project (as shown on sources and uses).
4. b. Enter the dollar amount of CDBG funds requested for this project.
4. c. Divide the CDBG funds by the total development costs. Indicate this number as a percentage. (This is the percentage of CDBG dollars relevant to the total development costs.)
4. d. Is the percentage of TIG dollars **equal to or less than** the percentage of TIG households in the project shown in question number one above?

If the answer is "Yes," the project **meets** the TIG National Objective for this activity.

If the answer is "No," **STOP HERE**. The project **does not** meet the TIG National Objective and is **ineligible**.

**EXAMPLE**

For example, a potential \$1,000,000 project may be designed to set aside 40 percent of the finished project for TIG households. If the applicant is requesting \$400,000 of CDBG funds, which is 40 percent of the total development costs (TDC), then the application meets the test that the percent benefit to TIG households is **equal to or greater** than the percent of TDC that CDBG dollars represent.

<b>Total development Costs:</b>	<b>CDBG Funds Requested: Households:</b>	<b>% of CDBG Funds (relative to TDC)</b>	<b>% of TIG</b>
\$1,000,000	\$400,000	40%	40%

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**D. SOURCES AND USES FORM**

**Sources.** The major funding sources are printed on the form.

The amounts and sources for local and private funding contributions should match the information provided on the charts for "Other Funding Sources," in the Application Summary pages of this application. In addition, make entries here for any State, Federal, or other sources, that will be used to finance the **entire project**.

For "other State" funds, if any are from another HCD program, please identify that program on this chart.

**Uses.** Identify the cost categories applicable to the proposed project and enter the proposed dollar amounts for each category. Allocate the amounts across the table to the funds the applicant expects to receive from all the sources listed. This chart should include costs for the **entire project** (not just the CDBG portion). The applicant's cost estimates can assist in calculating these entries.

- For the Construction lines, include a factor for Davis-Bacon wages when applicable. All construction costs should include a contingency established in the line item.
- The Equipment category could include items such as outdoor playground equipment.
- Examples of fees that should be listed are commissions to brokers or closing costs for the acquisition of land or a building.
- General administration costs should include staff time for grant administration, such as clearing the grant agreement special conditions and grant reporting.
- Activity delivery costs should include the costs which the State CDBG Program would consider activity delivery.
- Examples of fees that should be listed are commissions to brokers or closing costs for the acquisition of land of building.

***NOTE: Please double-check the totals, in all rows and columns, for accuracy.***



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**E. PROGRAM READINESS CHART – Housing New Construction**

The purpose of the Program Readiness Chart is to document this activity's level of readiness for implementation, if awarded. **Of central importance to New Construction Projects is the level of secured financing. Higher points will be awarded to applicants that clearly document a higher level of secured financing. Lower points will be awarded to applicants that do not demonstrate a high level of secured financing.**

**Program Operator/Administrator:**

- Identify who will be the program operator (the city/county, an outside consultant, another agency, etc.)
- Identify who will be the program administrator
- List documentation that is being submitting to evidence readiness in this category.
- Indicate the page number in this application where the supporting documentation can be found.

***Regardless of who is operating and administering the project, proper documentation (copies of resumes, contracts, sub-recipient agreements) must be submitted in order to receive points in this category.***

**Environmental Clearance Level:**

- In order to receive any points under this Readiness category, applicants must submit all documentation to evidence a completed Environmental Review Record (ERR), up to the point of publication of the findings. The ERR must satisfy National Environmental Policy Act (NEPA) environmental clearance. Applicants that submit an inaccurate ERR which does not meet NEPA procedural requirements will NOT receive any points.

**Note:** Most Housing New Construction Projects involve an Environmental Assessment (with a Finding of No Significant Impact). *Please refer to the CDBG 2006 Grant Management Manual, Chapter 3, for guidance on this issue.*

**Site Control:**

- Identify all forms of site control that are required for this project and attach the proper documentation (deed of trust, option to purchase, documentation of easements or right of ways) to evidence readiness in this category.

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**Special Conditions:**

- Identify all items that are being submitted in order to evidence that the jurisdiction has complied with special conditions (identified in the executed contract, if awarded). Special conditions that are typically associated with this type of project include the following: anti-displacement plan, program income reuse plan, program guidelines for the revolving loan accounts identified in the program income re-use plan, documentation of financing in place, etc.
- Identify all items that are being submitted in order to evidence that the jurisdiction has secured all financing commitments needed (except CDBG funds requested) to complete the entire project.

*Please contact the CDBG Program Representative for the area if further guidance on this issue is needed.*

**Project Readiness:**

- Identify all items that are being submitted in order to evidence that the jurisdiction is ready to implement the project upon CDBG contract award and clearance.

Such items may include:

- Local Government Approvals
- Completed Plans and Specifications (or preliminary plan and/or engineer hired to do final plans)
- Completed Bid Package
- Detailed Project Budget/performance
- List of pre-approved Qualified Homebuyers

**A. ACTIVITY DESCRIPTION**

1. What will the requested CDBG dollars be used for? If more than one project is being assisted with CDBG funds, a separate set of activity forms must be completed for each one.

**a. Activity Support Costs:**

**- Hard Costs:**

- ☐ Acquisition of site(s)
- ☐ Site Clearance
- ☐ Site Improvements to publicly-owned land\*
- ☐ Off-Site Improvements (the improvements must be required as a condition of the project approval. Attach documentation to evidence this requirement.)
- ☐ Actual Construction Costs or Site Improvements\*

**- Soft Costs:**

- ☐ Site and utility plans, etc.
- ☐ Application(s) to obtain necessary funding for this project\*
- ☐ Mortgage/loan commitment application processing fees\*

***\*See instructions for more information on each of the asterisked items.***

**b. Construction Costs:**

- ☐ Last Resort Housing
- ☐ A Community-Based Development Organization's (CBDO) neighborhood revitalization project
- ☐ A Housing Construction Project which is assistance to a neighborhood-based nonprofit organization, local development corporation, or nonprofit organization serving the development needs of a community in a non-entitlement area
- ☐ A Housing Development Grant (HODAG) New Construction Project
- ☐ Soft Costs (those costs listed under Support/Soft Costs above may be considered activity costs when carried out in conjunction with any of the other four activities listed under Construction Costs.)

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### c. Other - Evaluated as Housing New Construction:

- \_\_\_\_\_ Acquisition of Rental Housing (including rehabilitation), the majority of which is unoccupied
- \_\_\_\_\_ Conversion of building(s) to housing units (adaptive re-use) when it will go outside of the existing footprint or building envelope – (see housing rehabilitation for conversion to housing with no expansion)

### 2. Project Description (see *instructions*):

**3. State Objectives:**

**Infrastructure Proposals -**

*Eligibility Requirements:*

\_\_\_\_\_ This activity must include using CDBG funds to pay for public infrastructure in support of housing.

**Does the applicant meet the eligibility requirements AND want to apply for Infrastructure State Objective points?**

\_\_\_\_\_ NO.

\_\_\_\_\_ YES. (If yes, include the dollar amount as "Construction off-site" on the *Sources and Uses Form*.)

**4. Environmental Clearance.** Please check the box for the anticipated level of environmental clearance under the National Environmental Policy Act (NEPA).

\_\_\_\_\_ Environmental Assessment

Note: New Construction Projects require an Environmental Assessment under the National Environmental Policy Act (NEPA).

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### **B. NEED FOR ACTIVITY**

Data Type	Instructions:	%	Data Source
<b>1. <u>Overpayment</u></b>	Enter the percentage of all renter households who are paying more than 25% of income for housing.  <i>Please show calculations on the attached Census table.</i>	____ %	____ 2000 Census Data ____ Jurisdiction-Wide <b>Page #:</b> _____
<b>2. <u>Overcrowding</u></b>	Enter the percentage of total households that are overcrowded.  <i>Please show calculations on the attached Census table.</i>	____ %	____ 2000 Census Data ____ Jurisdiction-Wide <b>Page #:</b> _____

### **3. Need for New Units:**

Data Type	Instructions:	%	Data Source
	Below, enter the vacancy rate for the tenancy type(s) proposed (homeowner and/or rental).		<b>Below, specify if data is from 2000 Census OR local survey.</b>
<b>a. <u>Home-ownership vacancy Rate</u></b>	Enter the percent(s) of <u>owner-occupied</u> units that are vacant in the entire jurisdiction.  <i>Attach the Census tables and/or the results of the local survey, if applicable.</i>	____ %	____ 2000 Census Data ____ Jurisdiction-Wide <b>Page #:</b> _____
<b>b. <u>Rental Vacancy Rate</u></b>	Enter the percent(s) of <u>rental</u> units that are vacant in the entire jurisdiction. <i>Attach the Census tables and/or the results of the local survey, if applicable.</i>	____ %	____ 2000 Census Data ____ Jurisdiction-Wide <b>Page #:</b> _____

**Note:** The Council of Governments' (COGs) needs figures for new low- and very low-income units will be analyzed as a percentage of current number of units in the community. The data for this factor have been independently obtained by the Department.

**4. Waiting List or Market Study documentation.**

Is there a **project-specific** Waiting List?

\_\_\_\_\_ NO.

\_\_\_\_\_ **YES.** Documentation can be found on what page of this application?

Page: \_\_\_\_\_

Is there a **project-specific** Market Study?

\_\_\_\_\_ NO.

\_\_\_\_\_ **YES.** Documentation can be found on what page of this application?

Page: \_\_\_\_\_

**Note:** Applicants must submit a copy of the documentation in order to receive points under this category.

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- 5. Supplemental Information.** This section is used to provide information being rebutted and/or not captured in the 2000 Census in regards to the community's worsened overpayment and/or overcrowding needs. Provide all information that is requested.

*Check if the applicant is providing supplemental information for.*

\_\_\_\_\_ Worsened Overpayment  
Overcrowding

\_\_\_\_\_ Worsened Housing

**Describe the worsened overpayment and/or overcrowding issue.**

**How is this issue specific to the community and what documentation does the applicant have to support this issue?**

**List:**

- third-party documentation (must be less than 5 years old) that is being submitted to support the issue, and
- the date of the documentation submitted, and
- the page numbers, in this application, where it can be found.

Description of Documentation:	Date of Doc.	Page #
1.		
2.		
3.		
4.		

**Note:** Applicants must complete this chart and include the documentation in their application in order to receive points under this category.



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### C. TARGETED INCOME GROUP (TIG) BENEFIT

All CDBG Housing New Construction projects must meet the TIG National Objective in order to be eligible for funding. ***Answer the questions and follow the prompts below to determine project eligibility.***

1.	What percentage of housing units benefiting from this proposed activity are TIG households? _____%	
	<ul style="list-style-type: none"> <li>If proposing assistance for development of <b>individual-ownership housing</b>, it <b>must</b> be <u>100% TIG benefit</u>. (Stop. GO to Section D.)</li> <li>If proposing assistance for the development of <b>rental housing</b>, <i>CONTINUE</i> with questions below.</li> </ul>	
2.	<ul style="list-style-type: none"> <li>If the answer to question # 1 is <b><u>51% or greater</u></b>, Stop. GO to Section D.</li> <li>If the answer to question # 1 is <b><u>between 20% and 50%</u></b>, <i>CONTINUE</i> with questions below.</li> </ul>	
	<ul style="list-style-type: none"> <li>If the answer to question # 1 is <b><u>less than 20%</u></b>, ...</li> </ul>	<b>STOP.</b> The project does not meet the TIG National Objective and is <b><u>ineligible</u></b> .
3.	Does the applicant propose to assist a senior housing project? <u>    </u> <b>YES</b>	<b>STOP.</b> The project does not meet the TIG National Objective and is <b><u>ineligible</u></b> .
	<u>    </u> <b>NO.</b>	CONTINUE.
4. a.	Enter the <b>Total Development Costs</b> (TDC) for this project.	\$ _____
4. b.	Enter the dollar amount of <b>CDBG funds requested</b> for this project.	\$ _____
4. c.	<b>Divide</b> CDBG funds (4. b.) <b>by</b> TDC (4. a.) = (percentage of CDBG funds relevant to TDC)	_____%
4. d.	Is the percentage of CDBG funds <b><u>equal to or less than</u></b> the percentage of TIG households shown in question # 1 above? <u>    </u> <b>YES</b>	The project <b><u>meets</u></b> the TIG National Objective for this activity.
	<u>    </u> <b>NO.</b>	The project <b>does not</b> meet the TIG National Objective and is <b><u>ineligible</u></b> .

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**D. SOURCES AND USES FORM.** Show all funds that are budgeted for the entire project (CDBG funds requested and all other funding sources).

USES	SOURCES							Totals:
	State CDBG	Local Financial	Private Financial	Program Income	Federal	Other State Funds	Other: List	
Land Acquisition								\$
Building Acquisition								\$
Construction On-Site								\$
Construction Off-Site								\$
Equipment								\$
Final Plans & Specs.								\$
Fees								\$
Contingency								\$
Relocation								\$
Planning								\$
Other:								\$
Other:								\$
Other:								\$
<b>Totals:</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>

Native American Allocation  
2006-07 and 2007-08

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### **E. PROGRAM READINESS CHART – Housing New Construction**

*Please refer to instructions for guidance on completing this chart.*

<b>PROGRAM OPERATOR</b>	<b>INDICATE “Yes” OR “No”</b>	<b>DOCUMENTATION Submitted</b>	<b>PAGE NO.</b>
In-House Administration			
Sub-recipient Agreement			
Consultant Hired			

<b>ENVIRONMENTAL</b>	<b>INDICATE “Yes” OR “No”</b>	<b>DOCUMENTATION Submitted</b>	<b>PAGE NO.</b>
Complete Environmental Review Record (ERR)			
Ready to Publish Public Notice			
Environmental Finding Form			
Form 58.6			

<b>SPECIAL CONDITIONS</b>	<b>INDICATE “Yes” OR “No”</b>	<b>DOCUMENTATION Submitted</b>	<b>PAGE NO.</b>
Site Control			
All financing in Place			
Timeline for completion			
Approved Program Guidelines			
Approved PI Reuse Plan			

<b>READINESS</b>	<b>INDICATE “Yes” OR “No”</b>	<b>DOCUMENTATION Submitted</b>	<b>PAGE NO.</b>
Waiting List – Eligible Participants			
List of Eligible Bidders			
Final Plans and Specs			
Bid Documents Completed			